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BONNEVILLE INTERNATIONAL CORPORATION

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

FRED R. MASSIE,

Civil No. 06 - 1568 PJH

Plaintiff,

**STIPULATION AND [PROPOSED]  
ORDER REGARDING DATE FOR  
RESCHEDULED MEDIATION**

vs.

BONNEVILLE INTERNATIONAL,  
CORPORATION, DOES 1 through 50  
inclusive

Defendants.

1 On 29 August 2006, the Court entered a Stipulation and Order removing this action from  
2 ENE and reassigning it to mediation pursuant to the ADR Local Rules, with mediation to be  
3 conducted by Dirk M. Schenckan, Esq. on 10 October 2006 and completed by 25 October 2006.

4 Since then, Plaintiff Massie has faced an urgent family situation involving the diagnosed  
5 terminal illness of his mother. The circumstances of Plaintiff Massie's emergency situation now  
6 present a conflict with the assigned mediation date, currently scheduled for 10 October 2006, and  
7 compel a further rescheduling of the mediation. Counsel, the parties and the mediator have now  
8 agreed to reschedule the mediation to Monday, 30 October 2006.

9 Consequently, the parties request that the Court hereby amend the 29 August 2006  
10 Stipulation and Order to reflect that the parties may conduct the mediation on 30 October 2006.  
11 Counsel recognize that this date extends beyond the 90 days completion deadline, for compliance  
12 with ADR Local Rule 6-4(b), and respectfully request that the Court permit the parties to proceed  
13 with mediation on 30 October 2006 in view of the extenuating circumstances indicated herein.

14 Dated: 22 September 2006

15 LAW OFFICE OF SAMUEL B. RUDOLPH

16 By /s/ Samuel B. Rudolph  
17 Samuel B. Rudolph  
18 Attorney for Plaintiff  
FRED R. MASSIE

19 DAVIS WRIGHT TREMAINE, LLP

20 By /s/ Stuart W. Miller  
21 Stuart W. Miller  
22 Attorneys for Defendant  
23 BONNEVILLE INTERNATIONAL  
24 CORPORATION  
25  
26  
27

~~PROPOSED~~ ORDER

Pursuant to the Stipulation above, the parties may conduct the ADR/Mediation on  
Monday, 30 October 2006.

IT IS SO ORDERED.

Dated: September 29, 2006

